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OFFICE OF PETITIONS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas J. Shaw

Confirmation No.: 8293

Serial No.: 09/617,868  
Filing Date: July 17, 2000  
Group: 3763  
Examiner: Sirmons, Kevin C.  
For: SYRINGE PLUNGER  
ASSEMBLY AND BARREL

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

5/19/04

(Date of Mailing)

Kristen R. Paris

(Name of Person Mailing Document)

*Kristen R. Paris*

(Signature)

Mail Stop PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)

The above-identified application became abandoned for failure to timely reply to the Office Action mailed on January 29, 2003.

Applicant hereby petitions for revival of this application. This petition is accompanied by the petition fee required by 37 CFR §1.137 (b)(2) for a small entity and other fees listed below. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Locke Liddell & Sapp LLP Deposit Account No. 12-1781.


An inspection of the file and docket revealed that the Amendment and Response to the Office Action was mailed by the undersigned by first class Certificate of Mailing on April 28, 2003. However, the file and docket also show that the return receipt postcard including the submission has not been received. An inspection of the file and docket also revealed that a Second Supplemental Information Disclosure Statement was mailed by the undersigned by first class Certificate of Mailing on July 25, 2003. The file and docket also show the return receipt postcard submitted with this document has not been received either.

Applicant first became aware of the unintentional abandonment after requesting a copy of the file wrapper, which was received by the undersigned on or about April 2, 2004. Included in the copy of the file wrapper was a Notice of Abandonment issued by the PTO on September 10, 2003. An inspection of the file and docket shows that the Applicant did not receive the Notice of Abandonment.

Submitted concurrently herewith are copies of the Amendment and Response to Office Action as mailed April 28, 2003; the Amendment and Response to Office Action in compliance with the Revised Amendment Practice of 37 C.F.R. 1.121; the Second Supplemental Information Disclosure Statement as mailed July 25, 2003; a Terminal Disclaimer; and a check in the amount of \$800, the fee for filing a Petition to Revive for a small entity, the fee for filing the Second Supplemental Information Disclosure Statement, and the fee for the Terminal Disclaimer. The entire delay in replying from the due date to the filing date of this petition under 37 CFR §1.137(b)(3) was

unintentional.

Respectfully submitted,

By:   
\_\_\_\_\_  
Kristen R. Paris  
Registration No. 52,092

Date: May 19, 2004

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